

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kevy et al.

Atty Dkt: 1459.008A

Serial No.: 10/765,694

Group Art Unit: 1657

Filed: January 27, 2004

Examiner: Laura Schuberg

Title: METHOD FOR THE PRODUCTION OF COAGULANT FROM ANTICOAGULATED WHOLE BLOOD

DECLARATION UNDER 37 CFR §1.131

I, Sherwin V. Kevy, citizen of the United States of America and residing at 6 Strathmore Road, Brookline, Massachusetts, USA, declare that:

1. I am Director Emeritus of the Transfusion Service of the Children's Hospital, an Associate Professor of Pediatrics, Harvard Medical School, Boston, Massachusetts, an investigator at CBR Institute for Biomedical Research, Inc., Boston Massachusetts and a consultant for Harvest Technologies Corporation, Plymouth, Massachusetts.

2. I am a co-inventor of the invention claimed in the above-identified patent application, along with Sheryl Sullivan, May Jacobson, and Lou Blasetti, all citizens of the United States of America residing in the Commonwealth of Massachusetts.

3. In conjunction with the co-inventors, I conceived the invention prior to December 2002. A disclosure containing a written description of the invention was provided to the attorney of record prior to December 2002; that disclosure became the basis of a U.S. provisional filing, serial no. 60/442,974 filed January 27, 2003. Prior to filing, a draft of the provisional application was forwarded to me for review. The relevant portions of that document are attached hereto as Exhibit A.

4. We reduced the invention to practice before December 2002. The reduction to practice included clotting studies and a comparison of the levels of certain blood proteins in the coagulant to the levels of those same proteins in normal plasma. A communication characterizing the new coagulant product, containing the above information and including a description of a coagulant preparation scheme was faxed to Mr. John (Jack) Bonasera, Director of Regulatory Affairs and Quality Assurance, Harvest Technologies Corporation. Attached hereto as exhibit B

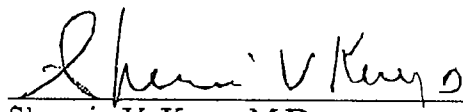
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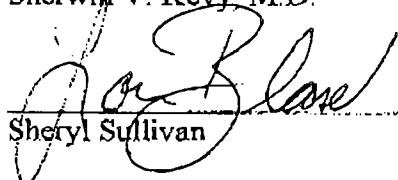
is a copy of the relevant portions of that document.

5. We further declare that all statements of the foregoing Declaration made of our own knowledge are true and that all statements made upon information and belief are believed true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above identified application or any patent issuing thereon.



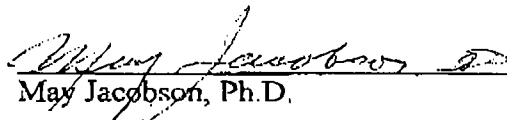
Sherwin V. Kevy, M.D.

Dated: 6-12-07



Sheryl Sullivan

Dated: _____



Max Jacobson, Ph.D.

Dated: 6/12/07

Lou Blasetti

Dated: _____

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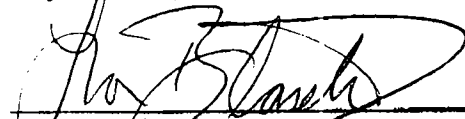
5. We further declare that all statements of the foregoing Declaration made of our own knowledge are true and that all statements made upon information and belief are believed true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above identified application or any patent issuing thereon.

Sherwin V. Kevy, M.D.Dated:



Sheryl SullivanDated: 6/12/07

May Jacobson, Ph.D.Dated:



Lou BlasettiDated: 6-12-07